10-08-04 IFW

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Date of Deposit: October 7, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:

Epstein, et al.

SERIAL NUMBER:

10/829,504

EXAMINER:

Not Yet Assigned

Attorney Docket No.: 23239-558 A

FILING DATE:

April 21,2004

ART UNIT:

1632

For:

STABILIZED APTAMERS TO PLATELET DERIVED GROWTH

FACTOR AND THEIR USE AS ONCOLOGY THERAPEUTICS

Mail Stop Amendment

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action based on the merits in the above-identified case. Accordingly, no fee or certification is believed required. By the waiver of 37 CFR 1.98(a)(2)(i) copies of the U.S. Patents A1-A37 are not submitted.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANTS:

Epstein et al.

U.S.S.N.:

10/829,504

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 23239-558A.

Respectfully submitted,

Wor R. Elrifi, Reg. No. 39,529

Jennifer A. Karnakis, Reg. No. 53,097

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TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

- 1. Information Disclosure Statement (2 pages), in duplicate;
- 2. Modified Form 1449/PTO (5 pages), in duplicate;
- 3. Copies of Cited References: B1-10; C1-103; and
- 4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 23239-558A.

A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

or R. Elrifi, Reg. No. 39,529

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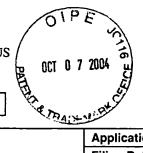
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Page 1 of 5 Attorney Docket No.: 23239-558 A CIP

Modified Form 1449/PTO **Application Number** 10/829,504 April 21, 2004 **Filing Date** INFORMATION DISCLOSURE **First Named Inventor Epstein** STATEMENT BY APPLICANT Group Art Unit 1632 Examiner Name Not Yet Assigned (use as many sheets as necessary) **Attorney Docket Number** 23239-558A

Exam	U.S. PATENT DOCUMENTS Exam Cite U.S. Patent Issue Name of Patentee(s) or Applicant(s) Class Sub Filing Date						
Initials	No.	Document No.	Date	Traine or Fatomos(o) or Applicatin(o)	0.030	Class	If Appropriate
	*A1	3,710,795	01/16/73	Higuchi et al.	128	260	
	*A2	5,262,564	11/16/93	Kun et al.	562	430	
	*A3	5,270,163	12/14/93	Gold et al.	435	6	
	*A4	5,475,096	12/12/95	Gold et al.	536	23.1	
	*A5	5,496,938	03/05/96	Gold et al.	536	22.1	
	*A6	5,567,588	10/22/96	Gold et al.	435	6	
	*A7	5,580,737	12/03/96	Polisky et al.	435	6	
	*A8	5,589,332	12/31/96	Shih et al.	435	6	
	*A9	5,637,459	06/10/97	Burke et al.	435	6	
	*A10	5,648,214	07/15/97	Nieuwlandt et al.	435	6	
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	*A14	5,674,685	10/07/97	Janjic et al.	435	6	
	*A15	5,674,980	10/07/97	Frankel et al.	530	350	
	*A16	5,683,867	11/04/97	Biesecker et al.	435	6	
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	*A21	5,804,604	09/08/98	Frankel et al.	530	324	
_	*A22	5,817,635	10/06/98	Eckstein et al.	514	44	
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_	*A24	5,859,228	01/12/99	Janjic et al.	536	24.3	
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_	*B2	wo	92/07065	Maxplanck-Gesellschaft Zur Förderung Der Wissenschaften	04/30/92		
	*B3	wo	98/08974	Intelligene Ltd.	03/05/98		
	*B4	wo	98/18480	Nexstar Pharmaceuticals, Inc.	05/07/98		
	*B5	wo	98/27104	Yale University	06/25/98		
	*B6	wo	99/31276	Nexstar Pharmaceuticals, Inc.	06/24/99		
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	*C100	Watson et al. Antisense Nucl. Acid Drug Dev., 10(2):63-75 (2000)				
	*C101	Wlotzka et al. Proc. Natl. Acad. Sci. USA, 99(13):8898-8902 (2002)				
	*C102	Zubin et al. FEBS Lett., 456(1):59-62 (1999)				
	*C103	Zuker M. Science, 244:48-52 (1989)				

^{*} a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. 1C/829,504, filed April 21, 2004, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

	Examiner Signature	Date Considered	
1			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

TRA 1965293v1